



MS PG PUB

PATENT

1215-0498P(000493-078)

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: KIERNAN, Jr. et al. Conf.: 6173

Appl. No.: 10/695,750 Group: 2821

Filed: October 30, 2003 Examiner: UNASSIGNED

For: TRI-MODE CO-BORESIGHTED SEEKER

RESCISSON OF PREVIOUS NONPUBLICATION REQUEST

(35 U.S.C. § 122(b)(2)(B)(ii))

AND, IF APPLICABLE,

NOTICE OF FOREIGN FILING

(35 U.S.C. § 122(b)(2)(B)(iii))

MS PG PUB

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

May 11, 2004

Sir:

A request that the above-identified application not be published under 35 U.S.C. § 122(b) (nonpublication request) was included with the above-identified application on filing pursuant to 35 U.S.C. § 122(b)(2)(B)(i). We hereby **rescind** the previous nonpublication request.

If a notice of foreign or international filing is or will be required by 35 U.S.C. § 122(b)(2)(B)(iii) and 37 C.F.R. § 1.213(c), we hereby provide such notice. This notice is being provided no later than forty-five (45) days after the date of such foreign or international filing.

If a notice of subsequent foreign or international filing required by 35 U.S.C. § 122(b)(2)(B)(iii) and 37 C.F.R. § 1.213(c) was not filed within forty-five (45) days after the date of filing of the foreign or international application, the application is ABANDONED, and a petition to revive under 37 C.F.R. § 1.137(b) is required. See 37 C.F.R. § 1.137(f).

This request must be signed in compliance with 37 C.F.R. § 1.33(b).

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By William L. Gates
William L. Gates, Reg. No. 20,848

WLG/mpe
1215-0498P (000493-078)

P.O. Box 747
Falls Church, VA 22040-0747
(703) 205-8000

(Rev. 02/18/2004)